



Final

## Financial Matters Expert Subgroup meeting

27 February 2019, Brussels, Rue Montoyer 30, Ground floor

### Items

#### Approval of the Agenda

The draft agenda was revised by adding an item on the follow up on the Opinion on the ESMA AA. The Coordinator reported that the Opinion was adopted and that the arrangement is expected to be signed in May at the IOSCO Board.

#### Approval of the Minutes of the Financial Matters expert subgroup meeting (date)

The minutes were approved in writing.

#### Follow up on ESMA AA (*rapporteur*: ■■■)

After the Opinion has been adopted participants were discussing a common approach on handling requests for authorisation by the competent supervisory authority under Art 46.3 GDPR. ■■■■■  
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#### Wrap up of PSD2 Workshop (*lead rapporteur*: ■■■)

A follow up discussion on the workshop took place. The workshop confirmed that the most relevant issues have been identified.

It was discussed how to proceed with the methodology of the guidelines. The outline of the Guidelines exists and a first draft has to be created. For this purpose the co rapporteurs were invited to inform the lead rapporteur by the 8 of March whether they intend to draft one of the chapters.

#### The new cooperation tool – Confluence

The Secretariat gave an introduction into Confluence which can be used as a collaborative tool for the EDPB. It will be presented at the EDPB Plenary in March which will decide on it. The Secretariat will share slides and screenshots.

## OECD - CRS

The Expert Subgroup will continue to monitor the situation related to the CRS.

## FATCA

The EP PETI committee had a debate on 20 February concerning its resolution on FATCA. A participant of the ESG and a representative of the European Commission that attended the audition reported back to the Expert Subgroup.

One member informed the ESG that their authority has received a complaint regarding FATCA.

The participants of the ESG were invited to consult their Authority on the circulation of the FATCA questionnaire and to report back at the next ESG meeting.

## e-Invoice and creation of centralised databases by Ministries of Finance (*rapporteur*: ■)

The issue of a centralised collection of electronic invoices was raised in the CEH Expert subgroup and referred to the Financial Matters Expert subgroup. The issue appears to be limited to few member state. As such, a common approach does not seem necessary at the current state of play.

## AOB:

### Blockchain:

The Technology Expert subgroup shared with the coordinator a draft of the request for mandate on blockchain. The request is aimed to be submitted to the April EDPB Plenary meeting.

*Use of credit cards for distant payments and post-transaction retention of card numbers* : A request for mandate for this topic will be prepared for the April Plenary. The request will be shared with the members of the FMES with a request to comment.

## To-do/Next steps

- PSD2:
  - co-rapporteurs to inform the lead rapporteur on the intention to draft chapters by EOB 8 March 2019.
- FATCA:
  - Participants are invited to check internally the circulation of the questionnaire.

## Annex: Attendance List

**SAs:** BG, DE (Federal, North Rhine-Westphalia), EDPS ES, FI, FR, HR, HU, IE, IT, LU, NL, PT, SE, SK, UK

- European Commission

- EDPB Secretariat